

12-01-00

A

11/29/00  
jc361 U.S. PTO

UTILITY PATENT APPLICATION TRANSMITTAL  
(only for continuation and divisional  
applications under 37 CFR 1.53(b))

Docket No.: P-IX 4526

Prior Application Info:

Examiner: S. PRIEBE

Group/Art Unit: 1632

jc361 U.S. PTO  
09/12/31

11/29/00

Address to: COMMISSIONER FOR PATENTS  
Box Patent Application  
Washington, D.C. 20231



23601

PATENT TRADEMARK OFFICE

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"EXPRESS MAIL" MAILING LABEL NUMBER: EL690155557US

DATE OF DEPOSIT: November 29, 2000

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING  
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE  
"EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER  
37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE, AND IS  
ADDRESSED TO: COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231.

ASTRID R. SPAIN

(TYPED OR PRINTED NAME OF PERSON MAILING PAPER, OR FEE)

Astrid R. Spain

(SIGNATURE OF PERSON MAILING PAPER OR FEE)

This is a request for filing a  
  X   continuation        divisional

application under 37 CFR 1.53(b), of pending prior application  
serial no. **08/367,685**, filed **December 30, 1994** (list only  
immediate prior application).

Title: **SURFACE EXPRESSION LIBRARIES OF RANDOMIZED PEPTIDES**Inventor(full name of each inventor): **William D. Huse**

No abandonment of, or termination of proceedings, has occurred in  
the above-identified prior application.

1.   X   An application based on the prior application as filed  
and containing no new matter is enclosed, consisting  
of:  
  1   page application cover sheet  
 132  pages of specification (includes claims and  
abstract)  
 16  sheets of drawing(s).
2.   X     2   pages of a copy of the oath or declaration as  
originally filed on October 30, 1991, in prior  
application (37 CFR 1.63(d)), U.S. serial no.  
07/767,436, filed September 27, 1991, is enclosed.
3.        A signed statement DELETING inventor(s) named in the  
prior application (37 CFR 1.63(d)(2) and 1.33(b)) is  
attached.
4.   X   Nucleotide and/or Amino Acid Sequence Submission is  
enclosed:  
       computer readable copy of sequence listing  
  X   paper copy of sequence listing, pages 74 through  
114  
  X   Statement Under 37 C.F.R. §1.821 (e) and (f)  
  X   Request to Use Computer Readable Form of Sequence  
Listing From Another Application  
       Other:

Inventor: William D. Huse  
Docket No.: P-IX 4526  
Page 2

5. ☒ Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under item no. 2 of this form, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference herein.
6. ☐ Enter the unentered amendment previously filed on \_\_\_\_\_ under 37 CFR 1.116 in the prior application.
7. ☒ A preliminary amendment is enclosed.
8. Small entity status:  
a. ☐ A small entity statement is enclosed.  
b. ☒ A small entity statement was filed in prior application serial no. 07/767,436, and such status is still proper and desired.  
c. ☐ is no longer claimed.
9. ☒ Amend the specification by:  
☐ inserting before the first paragraph on page 1: or  
☒ deleting the paragraph on page 1 regarding related applications and inserting therefor:
- This application is a continuation of application serial no. **08/367,685**, filed **December 30, 1994**, which is a continuation of application serial no. **08/110,494**, filed **August 23, 1993**, which is a continuation of application serial no. **07/767,436**, filed **September 27, 1991**, which is a continuation-in-part of application serial no. **07/590,664**, filed **September 28, 1990**.
10. ☒ Cancel in this application original claims 2 through 87 of the prior application before calculating the filing fee. (At least one original independent claims must be retained for filing purposes.)
11. The prior application is assigned of record to Ixsys, Inc.
12. The power of attorney in the prior application is to Cathryn Campbell, Registration No. 31,815.
13. ☐ A copy of a change in power of attorney or authorization of agent as filed in the prior application (37 CFR 1.63(d)(4)) is enclosed.
14. ☒ A return receipt postcard is enclosed.
15. ☒ A Patent Application Bibliographic Data Sheet is enclosed.
16. ☐ Request for Nonpublication and Certification is enclosed.

Inventor: William D. Huse  
Docket No.: P-IX 4526  
Page 3

17. Also enclosed:

The filing fee is calculated below:

	NUMBER FILED		NUMBER EXTRA		RATE	FEE
TOTAL CLAIMS	5 - 20	=	0	x	\$9 \$18	0
INDEPENDENT CLAIMS	3 - 3	=	0	x	\$40 \$80	0
MULTIPLE DEPENDENT CLAIMS _____ YES _____ NO					\$135 \$270	0
BASIC FEE					\$355 \$710	\$355
TOTAL FEE						\$355


18. x A check in the amount of \$355.00 is enclosed, which covers the small entity filing fee. A duplicate copy of this sheet is enclosed.
19. \_\_\_\_\_ The filing fee is not enclosed. Do not charge our deposit account.
20. x The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required or credit any overpayment to Deposit Account No. 03-0370. A duplicate copy of this sheet is enclosed.

Address all future communications to:

Cathryn Campbell  
CAMPBELL & FLORES LLP  
4370 La Jolla Village Drive, 7<sup>th</sup> Floor  
San Diego, California 92122  
telephone: (858) 535-9001  
facsimile: (858) 535-8949  
**USPTO CUSTOMER NO. 23601**

Respectfully submitted,

Date: November 29, 2000

  
\_\_\_\_\_  
David A. Gay  
Registration No. 39,200  
Attorney for Applicant  
CAMPBELL & FLORES LLP  
4370 La Jolla Village Drive  
7<sup>th</sup> Floor  
San Diego, California 92122

\_\_\_\_ inventor(s) x attorney or agent of record  
\_\_\_\_ assignee of complete interest \_\_\_\_\_ filed under Sec. 1.34(a)